IN THE HIGH COURT OF HIMACHAL PRADESH, SHIMLA

Cr.W.P. No. 7 of 2004.

Date of decision: 14.6.2007.

Kesro Devi ... Petitioner

Versus

State of H.P. & Ors. … Respondents

Coram :

The Hon'ble Mr. Justice Deepak Gupta, Acting Chief Justice.

The Hon'ble Mr. Justice V.K. Ahuja , Judge.

Whether approved for reporting?[1] No.

For the Petitioner: Mr. K.B. Khajuria, Advocate.

For the respondents: Mr. M.S. Chandel, Advocate General with Mr. R.M. Bisht, Deputy Advocate General, for the respondents.

Deepak Gupta, A.C.J. (Oral):

Petitioner by means of this writ petition has prayed that respondents No. 2 and 3 be directed to produce her husband Amro before the Court or investigation with regard to his disappearance may be handed over to an independent agency.

This Court on 4.1.2005 had passed an order directing the Additional Director (CID), H.P. to take over the investigation of the case from the District Police Chamba and to entrust the investigation of the same to an officer of the rank of Deputy Superintendent of Police belonging to the Crime Branch of the police. Accordingly, the investigation was conducted by Deputy Superintendent of Police Hirdu

[1]Whether reporters of Local Papers may be allowed to see the judgment? Yes..

Ram of the State C.I.D., who has filed his detailed report. He has conducted a detailed investigation and interrogated as many as 138 persons. He has found that despite such investigation, whereabouts of Amro, Chowkidar, could not be found out and Amro is not traceable. No further fruitful purpose will be served by keeping the writ petition pending. The petition is disposed of with a direction to the police to take the investigation to its logical conclusion.

Cr.M.P. Nos. 293 of 2004 and 262 of 2005:

In view of the orders passed in the main petition, both the applications have become infructuous.

(Deepak Gupta),
Acting Chief Justice

(V.K. Ahuja),
Judge

June 14, 2007
(BSS)